



FILED

Oct. 27, 2021

THE BOARD of DISCIPLINARY APPEALS
Appointed by the Supreme Court of Texas

From: [Carl Duke](#)
To: [TXBODA Filing](#)
Cc: Tanya.Galinger@texasbar.com; Matthew.Greer@texasbar.com; Luis.Marin@texasbar.com
Subject: Re: 65570; In the Matter of Carl Duke, Jr.
Date: Wednesday, October 27, 2021 3:31:07 PM
Attachments: [Duke-compliance report 10.21.21.pdf](#)
[Amended felony BOI.pdf](#)
[Amended BOI.pdf](#)

All:

Please file and/or take judicial notice of my full compliance with my program in Louisiana. And also the full dismissal of all criminal charges arising from the incident in question. Nothing remains open nor pending.

Additionally, please take notice (for purposes of mitigation) that before the incident, I had been prescribed Lexapro by my family doctor to help with the severe anxiety and depression I was suffering because of the break-up of my 30-year marriage (and the fact that the Lexapro had been causing me both auditory and visual hallucinations before the incident). My doctor and therapist at the Virginia 60-day program advised me that the Lexapro had "hijacked" my brain down to the basic fight-or-flight response, which was the reason for my actions. I prosecuted for five years, and thereafter defended criminal charges, so one can easily see that a "disconnect" between rational thoughts and actions occurred that evening. In other words, it was not an intentional thought or act on my part that happened.

My legal-representation-of-clients record has been pristine, without complaints or incidents.

Based upon the incident, I have been punished and suffered greatly already (to the point of near bankruptcy). In the past, I have performed countless pro-bono hours, and taken cases that other lawyers would not (meaning that the public was able to have competent and effective legal representation for a reasonable price). No one has ever suffered from my legal career. And no one was hurt in my unfortunate actions of the five minutes in question that led to this unfortunate situation I now face.

Please take this into consideration as you prepare for our Zoom meeting. You are required by statute to have this hearing; but, you are not required to punish me further. No Texas resident has been harmed, nor any Louisiana resident. To continue punishment of me at this point serves no valid purpose, and certainly could not be described as justice meted out consistent with the offense.

Thank you
Carl Duke
225-284-5429

On Wed, Oct 20, 2021, 10:51 AM Tanya Galinger <Tanya.Galinger@texasbar.com> wrote:

Dear Ms. Hodgkins,

Attached is a document for filing in the above-referenced matter. Please let us know if you have any questions.

Sincerely,

Tanya

Tanya Galinger

Legal Assistant

Office of the Chief Disciplinary Counsel

State Bar of Texas

P.O. Box 12487

Austin, TX 78711

(512) 427.1333

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JUDGES AND LAWYERS ASSISTANCE PROGRAM, INC.



FILED

Oct. 27, 2021

THE BOARD OF DISCIPLINARY APPEALS
Appointed by the Supreme Court of Texas

October 21, 2021

1405 W. Causeway Approach
Mandeville, LA 70471
Phone (985) 778-0571
Fax (985) 778-0574

Mr. Carl Duke
8611 Datapoint Drive #47
San Antonio, TX, 78229

JLAP@louisianajlap.com
www.louisianajlap.com

RE: Louisiana JLAP Compliance

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Clinical Case Manager

To Whom It May Concern:

This letter is being sent to provide you with an update on Mr. Carl Duke's JLAP compliance.

Pursuant to the standard terms and conditions of Mr. Duke's five (5) year Recovery Agreement executed on December 5, 2019, he is required to: submit to random drug screens in order to demonstrate that he is remaining abstinent from alcohol and mind-altering substances; attend a minimum of three (3) mutual support meetings per week and provide a monthly meeting log to document attendance; submit a self-report on his sobriety to his JLAP case manager; meet monthly with his JLAP monitor; and, pay a \$50 monthly monitoring fee to the Judges and Lawyers Assistance Program to defray the cost of monitoring her case.

To date, Mr. Duke has been drug screened a total of 30 times and all tests have resulted negative.

Regarding his daily check-ins, Mr. Duke has missed a total of 8 out of 671.

In light of all the above and foregoing, Mr. Duke is currently in full compliance with his JLAP Recovery Agreement and appears to be working a solid recovery program.

If you require anything further from JLAP or have any questions or concerns whatsoever, please do not hesitate to contact me immediately.

With kindest regards, I am

Sincerely,

Jennifer Gros, MS, MAC, LPC
Clinical Director

*"Helping Judges, Lawyers and Law Students
Live Well Every Day"*



FILED
Oct. 27, 2021

THE BOARD of DISCIPLINARY APPEALS
Appointed by the Supreme Court of Texas

BILL OF INFORMATION
THE NINETEENTH JUDICIAL DISTRICT COURT
FOR THE PARISH OF EAST BATON ROUGE
STATE OF LOUISIANA

STATE OF LOUISIANA

VERSUS

CARL DUKE JR
W/M DOB: 2/19/1961
9244 DREW CT
BATON ROUGE, LA 70809
State ID #: 003064141
Driver's License #: 5418079
Arrested: 7/20/2019
Still IN JAIL on 7/22/2019

FILED

7-23-2019
Judy Kitchen
Deputy Clerk

Operating a Vehicle While Intoxicated: First
Offense,
Resisting an Officer
(Misdemeanor)

Agency File #: Baton Rouge City Police - 65647-19
DA File #: 08055-19

NO: 7-19-0336 SECTION 4

The DISTRICT ATTORNEY for the Nineteenth Judicial District, Parish of East Baton Rouge, State of Louisiana, charges that

~~CARL DUKE, JR~~

committed the offense(s) of

~~Operating a Vehicle While Intoxicated: First Offense,
Resisting an Officer
(Misdemeanor)~~

violating Louisiana Revised Statutes 14:98.1, 14:108, in that:

Count 1 on or about July 20, 2019, the defendant operated a motor vehicle while under the influence of alcoholic beverages, and with a blood alcohol concentration of 0.08 percent or more or 0.15 percent or more or 0.20 percent or more, and while under the influence of any controlled dangerous substance listed in Schedule I, II, III, IV, or V as set forth in R.S. 40:964, and while under the influence of a combination of alcohol and one or more drugs which are not controlled dangerous substances and which are legally obtainable with or without a prescription, and while under the influences of any drug(s).

Count 2 on or about July 20, 2019, the defendant intentionally interfered with, opposed, resisted and obstructed lawful police action when the offender knew or had reason to know that the officer was acting in his official capacity,

contrary to the law of the State of Louisiana and against the peace and dignity of the same.

HILLAR C. MOORE, III
DISTRICT ATTORNEY

Carlin L. Chambliss
Assistant District Attorney
Nineteenth Judicial District of Louisiana
Bar Roll # 34480



* * 1 7 1 5 9 7 2 9 * *

Date: 7/22/19
CLC/JKC



EBR5030860

State dismiss
PTI complete
CLC 9/29/2021



BILL OF INFORMATION
THE NINETEENTH JUDICIAL DISTRICT COURT
FOR THE PARISH OF EAST BATON ROUGE
STATE OF LOUISIANA

2019 JUL 23

STATE OF LOUISIANA

FILED 7-23 2019
Judy Kiteles
Deputy Clerk

VERSUS

01503572

CARL DUKE JR
W/M DOB: 2/19/1961
9244 DREW CT
BATON ROUGE, LA 70809
State ID #: 003064141
Driver's License #: 5418079
Arrested: 7/20/2019
Still IN JAIL on 7/22/2019

Aggravated Criminal Damage to Property,
Aggravated Flight from an Officer
(Felony)

Agency File #: Baton Rouge City Police - 65647-19
DA File #: 08055-19

NO: 7-19-0335 SECTION 4

The DISTRICT ATTORNEY for the Nineteenth Judicial District, Parish of East Baton Rouge, State of Louisiana, charges that

CARL DUKE, JR

committed the offense(s) of

Aggravated Criminal Damage to Property,
Aggravated Flight from an Officer
(Felony)

violating Louisiana Revised Statutes 14:55, 14:108.1C, in that:

Count 1 on or about July 20, 2019, the defendant intentionally damaged property by means other than fire or explosion, wherein it is foreseeable that human life might be endangered,

Count 2 on or about July 20, 2019, the defendant intentionally refused to bring a vehicle to a stop, under circumstances wherein human life was endangered, knowing that he had been given a visual and audible signal to stop by a police officer when the officer had reasonable grounds to believe that the driver had committed an offense,

contrary to the law of the State of Louisiana and against the peace and dignity of the same.

HILLAR C. MOORE, III
DISTRICT ATTORNEY

Carlin L. Chambliss
Carlin L. Chambliss
Assistant District Attorney
Nineteenth Judicial District of Louisiana
Bar Roll # 34480

*State dismis
PTI complete
CCL 9/29/2019*



* * 1 7 1 5 9 7 3 1 * *

Date: 7/22/19
CLC/JKC